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February 26, 2015

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Via ECF and Hand Delivery

Honorable Henry Pitman United States Magistrate Judge Southern District of New York 500 Pearl Street New York, New York 10007

COUNTRY IN TO PROVING A STATUS RETART CONCERNING THE ACE & EXI AIREAU LATGE THAN 5-27-15

SO ORDERED

UNITED STATES MAGISTRATE JUDGE

Lehman XS Trust, Series 2006-GP2 (LXS 2006-GP2), by U.S. Bank National 🤿 -Association, solely in its capacity as Trustee, et al. v. GreenPoint Mortgage Funding, Inc.,

Civ. Action Nos. 12-CV-7935, 12-CV-7942, 12-CV-7943 (ALC)(HBP)

Dear Judge Pitman:

We represent the Plaintiff Trustee in the above consolidated actions. On November 24, 2014, at the parties' request, Your Honor stayed the Phase I summary judgment briefing schedule in this matter in light of two pending appeals that bear directly on the Phase I issues, ACE Sec. Corp. v. DB Structured Prods., Inc., 112 A.D.3d 522 (1st Dep't 2013), appeal granted, Motion No. 2014-436, 2014 N.Y. LEXIS 1406, at *1 (N.Y. June 26, 2014) (the "ACE Appeal"); and Lehman LXS Trust, Series 2006-4N ex rel. U.S. Bank Nat'l Ass'n v. GreenPoint Mortg. Funding, Inc., 991 F. Supp. 2d 472 (S.D.N.Y. 2014), appeal pending, No. 14-399, Dkt. No. 1 (2d Cir. Feb. 7, 2014) (the "LXS Appeal") (the "November 24, 2014 Order"). Your Honor also ordered Plaintiff to provide a status report concerning this consolidated action and the ACE Appeal no later than February 27, 2015.

Plaintiff has very recently learned that the oral argument of the ACE Appeal before the New York Court of Appeals has been scheduled for April 30, 2015. The status of the above consolidated actions is otherwise unchanged since Your Honor's November 24, 2014 Order.

David J. Abrams

cc:

Honorable Andrew L. Carter (via Hand Delivery)

Theodore R. Snyder (via ECF) James K. Goldfarb (via ECF)

James A. Murphy (via ECF)

Cameron S. Matheson (via ECF)